

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Investigation on the Commission's own motion into the causes of recent derailments of Southern Pacific Transportation Company trains, compliance of Southern Pacific with applicable laws, rules and regulations, the existence of any local safety hazards, and recommendations for improvements in state and federal laws or regulations.

Investigation 91-08-029  
(Filed August 22, 1991)

**ADMINISTRATIVE LAW JUDGE'S RULING**

This matter was initiated a number of years ago. No activity has directly occurred in this docket for several years. The subject of this docket may be currently involved in judicial review.

The Commission is interested in closing old proceedings that are not otherwise required for some active purpose to remain open.

Parties are requested to file comments within 10 days that address the following questions:

1. Is there a need for this proceeding to remain open?
2. If the basis for keeping it open is that the matter is currently undergoing judicial review in some forum, please identify the forum and indicate why this matter could not be closed pending the outcome of that review which may, by its own terms, direct that this matter be reopened if necessary?

3. If the basis for keeping it open is something other than the conclusion of judicial review, please indicate the basis for keeping it open and what remains to be addressed in this matter.

Absent a clear demonstration of a need to maintain this proceeding as a currently open and active docket, I will prepare an order for the Commission closing this matter.

Therefore, **IT IS RULED** that parties shall comment within 10 days as to whether this proceeding needs to remain as an open and active docket and the reasons for that view, addressing the topics raised above.

Dated September 12, 2002, at San Francisco, California.

/s PHILIP SCOTT WEISMEHL

Philip Scott Weismehl  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling on all parties of record in this proceeding or their attorneys of record.

Dated September 12, 2002, at San Francisco, California.

/s/ FANNIE SID  
Fannie Sid

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.